

NOTICE OF PUBLIC MEETING OF THE ARIZONA STATE PARKS BOARD

Notice is hereby given to Members of the Arizona State Parks Board (Board) and the general public that the Board will hold a meeting, open to the public on **Thursday, September 15, 2005, at 9:00 a.m.** pursuant to A.R.S. § 38-431.02 and A.R.S. § 41-511.01 *et. seq.* in the **Auditorium** located at **1616 West Adams Street, Phoenix, AZ.** The Board may elect to hold an Executive Session for any agenda item at any time during the meeting to discuss or consult with its legal counsel for legal advice on matters listed on this agenda pursuant to A.R.S. §38-431.03 (A) (3). Items on the Agenda may be discussed out of order, unless they have been specifically noted to be set for a time certain. Public comment will be taken. The Board will discuss and may take action on the following matters.

AGENDA

(Agenda items may be taken in any order unless set for a time certain)

- A. CALL TO ORDER - ROLL CALL – 9:00 A.M.**
- B. INTRODUCTIONS OF BOARD MEMBERS AND AGENCY STAFF**
- C. CONSENT AGENDA** - The following items of a noncontroversial nature have been grouped together for a single vote without Board discussion. The Consent Agenda is a timesaving device and Board members received documentation on these items for their review prior to the open meeting. Any Board member may remove any item from the Consent Agenda for discussion and a separate vote at this meeting as deemed necessary. The public may view the documentation relating to the Consent Agenda at the Board's office, 1300 W. Washington, Suite 104, Phoenix, Arizona.
 - 1. Approve Minutes of July 20, 2005 State Parks Board Meeting**
 - 2. Approve Minutes of July 21, 2005 State Parks Board Meeting**
 - 3. Consider Extending the Project End Date for Land and Water Conservation Fund (LWCF) Project #04-00704 – Picacho Peak State Park Restroom/Shower Building** – Staff recommends extending the project end date by 12 months to November 1, 2006 for LWCF Project #04-00704 – Picacho Peak State Park Restroom/Shower Building. AORCC unanimously concurred with this recommendation at their August 11, 2005 meeting.
 - 4. Consider Extending the Project End Date for Local, Regional and State Parks (LRSP) Project #650111 – CAP Basin Sports Complex Development** – Staff recommends extending the project end date by 12 months to November 1, 2006 for LRSP Project 650111 – CAP Basin Sports Complex Development. AORCC unanimously concurred with this recommendation at their August 11, 2005 meeting.
 - 5. Consider Extending the Project End Date for Land and Water Conservation Fund (LWCF) Project #04-00700 – Riverfront Gateway Park** – Staff recommends extending the project end date by 12 months to November 1, 2006 for LWCF Project #04-00700 – Riverfront Gateway Park. AORCC unanimously concurred with this recommendation at their June 9, 2005 meeting.
 - 6. Consider Extending the Project End Date for the City of Yuma State Lake Improvement Fund Project #780111, Gateway Park Heritage Crossing** – Staff recommends extending the project end date by 12 months to January 15, 2007 for the State Lake Improvement Fund Project #780111, Gateway Park Heritage Crossing. AORCC unanimously concurred with the staff recommendation at their June 9, 2005 meeting.
 - 7. Consider Approving the FY 2006 Trails Heritage Fund Grant Application Manual** – Staff recommends approving the FY 2006 Trails Heritage Fund Grant Application Manual. AORCC unanimously concurred with the staff recommendation at their August 11, 2005 meeting.
 - 8. Consider Approving the FY 2006 Recreational Trails Program (Motorized Portion) Grant Application Manual** – Staff recommends approving the FY 2006 Recreational Trails Program (Motorized Portion) Grant Application Manual. OHVAG unanimously concurred with the

staff recommendation at their July 18, 2005 meeting.

9. **Funding OHV Education Projects** – Staff recommends that \$114,375 be allocated from the FY 2005 Off-Highway Vehicle Recreation Fund to replace RTP funds awarded to the Bureau of Land Management – Arizona State Office for the education scope of RTP Project #470301, AZ OHV Multi-Agency Coordinated Project. OHVAG unanimously concurred with the staff recommendation at their July 18, 2005 meeting.

D. BOARD ACTION ITEMS

1. **Summary of Staff Funding Recommendations for Competitive Grant Programs**
 - a. **Consider Staff Recommendations for Funding FY 2005 Local, Regional and State Parks Heritage Fund (LRSP) and FFY 2005 Land and Water Conservation Fund (LWCF) Grant Projects.** Staff recommends awarding \$4,780,569 to the first 10 projects as listed on the summary sheet. The Arizona Outdoor Recreation Coordinating Commission (AORCC) unanimously concurred with this recommendation at their August 11, 2005 meeting.
 - b. **Consider Staff Recommendations for Funding FY 2005 Historic Preservation Heritage Fund Grant Projects.** Staff recommends awarding \$661,073 to the 13 highest-rated grant projects listed on the summary list. At their August 8, 2005 meeting, the Historic Preservation Advisory Committee (HPAC) voted to approve the staff recommendation. HPAC further moved to approve the set-aside funding to Arizona State Parks Development for \$150,000 and to the State Historic Preservation Office for \$100,000.
 - c. **Consider Funding FY 2005 Trails Heritage Fund Grant Projects.** Staff recommends awarding \$823,952 to the 7 eligible projects on the summary list. AORCC unanimously concurred with the staff recommendation at their August 11, 2005 meeting.
 - d. **Consider Funding the FY 2005 Recreational Trails Program (Motorized Portion) Grant Projects.** Staff recommends awarding \$709,887 to the 2 highest-scoring applications. This recommendation is contingent upon all projects completing the Section 106 requirements and obtaining National Environment Policy Act (NEPA) concurrence from the Federal Highway Administration. The Off-Highway Vehicle Advisory Group (OHVAG) unanimously concurred with the staff recommendation on July 18, 2005.
 - e. **Consider Staff Recommendations for Funding FY 2005 State Lake Improvement Fund Grant Projects** – Staff recommends awarding \$1,853,079 to the 8 highest-rated projects on the attached summary list. AORCC unanimously concurred with the staff recommendation and further recommended that the two remaining projects be funded for all eligible scope items.
2. **Approve the Vision and Design** – Staff recommends that the Board approve the Vision and Design Plan.
3. **Approve Publication of Proposed Rules in the Arizona Administrative Register** – Staff recommends that the Board approve the Proposed Rules for publication in the Arizona Administrative Register.

E. EXECUTIVE STAFF UPDATES

1. **Appointment to Invasive Species Advisory Council**
2. **15th International Congress on Caves**
3. **Historic Parks – Capital Expenditures**
4. **Update on Climbing Park**
5. **ADEQ Update**
6. **PAMS Update**

BREAK

F. DISCUSSION ITEMS

1. **Initiative for Managing State Trust Land**

2. **State of the Cave Report – Dr. Toomey**
- G. **EXECUTIVE SESSION** – Upon a public majority vote, the Board may hold an Executive Session which is not open to the public for the following purposes:
 1. To discuss or consult with its legal counsel for legal advice on matters listed on this agenda pursuant to A.R.S. §38-431.03 (A)(3), including:
 - a. Mabery Easement Dispute Litigation
 - b. San Rafael Conservation Easement
 2. To discuss or consult with its legal counsel in order to consider its position and instruct its attorneys regarding the Board's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to A.R.S. §38-431.03 (A)(4)
 - a. Mabery Easement Dispute Litigation
- H. **ACTION ITEMS FROM EXECUTIVE SESSION**
 1. Mabery Easement Dispute Litigation
 2. San Rafael Conservation Easement
- I. **ASSISTANT ATTORNEY GENERAL DISCUSSION ITEMS**
 1. Discussion of Attorney General Opinion 105-004 Open Meeting Law Requirements and E-Mail To and From Members of a Public Body
- J. **CALL TO THE PUBLIC** – Consideration and discussion of comments and complaints from the public. Those wishing to address the Board must register at the door and be recognized by the Chair. It is probable that each presentation will be limited to one person per organization. Action taken as a result of public comment will be limited to directing staff to study or reschedule the matter for further consideration at a later time.
- K. **TIME AND PLACE OF NEXT MEETING AND CALL FOR FUTURE AGENDA ITEMS**
 1. The Board will discuss location for the next meeting to be held on October 20, 2005.
 2. Board members may wish to discuss issues of concern and request staff to place specific items on future Board meeting agendas.
- L. **ADJOURNMENT**

Pursuant to Title II of the Americans with Disabilities Act (ADA), Arizona State Parks does not discriminate on the basis of a disability regarding admission to public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the ADA Coordinator, Nicole Armstrong-Best, (602) 542-7152; or TTY (602) 542-4174. Requests should be made as early as possible to allow time to arrange the accommodation.

Kenneth E. Travous, Executive Director